

House File 2432 - Introduced

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BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HF 2409)

(SUCCESSOR TO HSB 527)

A BILL FOR

1 An Act relating to salaries and apportionment of judicial
2 officers and including effective date provisions.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 602.1501, Code 2016, is amended by
2 striking the section and inserting in lieu thereof the
3 following:

4 **602.1501 Judicial salaries.**

5 The salaries of all judicial officers as defined in section
6 602.1101 shall be set by the supreme court and paid from the
7 general operating moneys appropriated to the judicial branch.

8 Sec. 2. Section 602.6201, subsections 5, 6, 7, and 10, Code
9 2016, are amended by striking the subsections.

10 Sec. 3. Section 602.6301, Code 2016, is amended by striking
11 the section and inserting in lieu thereof the following:

12 **602.6301 Number and apportionment of district associate
13 judges.**

14 The supreme court shall prescribe, subject to the
15 restrictions of this section, a formula to determine the
16 number of district associate judges serving in each judicial
17 election district. The formula shall be based on a model that
18 measures and applies an estimated case-related workload formula
19 of judicial officers, and shall account for administrative
20 duties, travel time, and other judicial duties not related to a
21 specific case.

22 Sec. 4. Section 602.6401, subsection 1, Code 2016, is
23 amended to read as follows:

24 1. ~~Two hundred six magistrates~~ Magistrates shall be
25 apportioned among the counties as provided in [this section](#).
26 Magistrates appointed pursuant to [section 602.6303](#) or [602.6402](#)
27 shall not be counted for purposes of [this section](#).

28 Sec. 5. Section 602.9104, subsection 1, paragraph a, Code
29 2016, is amended to read as follows:

30 a. A judge to whom [this article](#) applies shall be paid an
31 amount equal to the basic salary of the judge ~~as set by the~~
32 ~~general assembly~~ reduced by an amount designated as the judge's
33 required contribution to the judicial retirement fund. The
34 amount designated as the judge's required contribution shall be
35 paid by the state in the manner provided in [subsection 2](#).

1 Sec. 6. Section 602.9204, subsection 1, paragraph a, Code
2 2016, is amended to read as follows:

3 a. A judge who retires on or after July 1, 1994, and who is
4 appointed a senior judge under section 602.9203 shall be paid a
5 salary as determined by the ~~general assembly~~ supreme court.

6 Sec. 7. 2008 Iowa Acts, chapter 1191, section 14, subsection
7 7, as amended by 2010 Iowa Acts, chapter 1193, section 26, is
8 amended to read as follows:

9 7. The following are range 7 positions: administrator
10 of the public broadcasting division of the department of
11 education, director of the department of corrections, director
12 of the department of education, director of human services,
13 director of the department of economic development, executive
14 director of the Iowa telecommunications and technology
15 commission, executive director of the state board of regents,
16 director of transportation, director of the department of
17 workforce development, director of revenue, director of
18 public health, ~~state court administrator~~, director of the
19 department of management, chief information officer, state debt
20 coordinator, and director of the department of administrative
21 services.

22 Sec. 8. REPEAL. 2013 Iowa Acts, chapter 140, section 40,
23 is repealed.

24 Sec. 9. EFFECTIVE DATE. The following provision or
25 provisions of this Act take effect July 1, 2017:

26 1. The section of this Act amending section 602.1501.

27 2. The section of this Act amending section 602.9204.

28 3. The section of this Act repealing 2013 Iowa Acts, chapter
29 140, section 40.

30 EXPLANATION

31 The inclusion of this explanation does not constitute agreement with
32 the explanation's substance by the members of the general assembly.

33 This bill relates to salaries and apportionment of judicial
34 officers.

35 Currently, the salary for judicial officers is set by the

1 general assembly by session law. The bill provides that the
2 salaries of judicial officers shall be set by the supreme court
3 and paid from the general operating moneys appropriated to the
4 judicial branch. This provision takes effect July 1, 2017.

5 Currently, the supreme court prescribes a formula to
6 determine the number of district judges who will serve in a
7 district, subject to certain restrictions. The bill eliminates
8 four such restrictions relating to the filling of vacancies
9 including a restriction that the number of district judges
10 shall not exceed 116.

11 Currently, the number and apportionment of district
12 associate judges is provided based on population. The bill
13 requires the supreme court to prescribe a formula determining
14 the number of district associate judges serving in each
15 judicial election district based on a model that measures and
16 applies an estimated case-related workload formula of judicial
17 officers and that accounts for administrative duties, travel
18 time, and other judicial duties.

19 Currently, 206 magistrates are required to be apportioned
20 among the counties. The bill eliminates the specific number of
21 magistrates that must be apportioned.

22 The bill provides that the salary of a senior judge shall be
23 determined by the supreme court. This provision takes effect
24 July 1, 2017.

25 The bill amends 2008 Iowa Acts, chapter 1191, section 14,
26 which provides salary ranges for state officers by removing the
27 position of state court administrator from the salary ranges.

28 The bill repeals 2013 Iowa Acts, chapter 140, section
29 40, which relates to salaries for judicial officers. This
30 provision takes effect July 1, 2017.